

HOUSE JOURNAL

SEVENTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SEVENTY-NINTH DAY (CONTINUED) — WEDNESDAY, MAY 23, 2001

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 509).

Present — Mr. Speaker; Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, D.; Jones, E.; Jones, J.; Junell; Keel; Keffer; King, P.; King, T.; Kitchen; Kolkhorst; Kruse; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Martinez Fischer; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pickett; Pitts; Puente; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbraneck.

Absent, Excused — Gallego; Hilbert; West.

The invocation was offered by Pastor Kent Pate, Northway Baptist Church of Angleton.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today because of important family business:

Gallego on motion of Sadler.

The following member was granted leave of absence for today because of illness:

Hilbert on motion of Haggerty.

The following member was granted leave of absence for today because of a death in the family:

West on motion of Pitts.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 63).

CAPITOL PHYSICIAN

The speaker recognized Representative McClendon who presented Doctors James Martin and Julia Jensen of San Antonio as the "Doctors for the Day."

The house welcomed Doctors Martin and Jensen and thanked them for their participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

SCR 69 - ADOPTED (Rangel - House Sponsor)

Representative Rangel moved to suspend all necessary rules to take up and consider at this time **SCR 69**.

The motion prevailed without objection.

The following resolution was laid before the house:

SCR 69, Recalling **SB 1057** from the governor.

SCR 69 was adopted without objection.

HCR 303 - ADOPTED (by Carter, et al.)

Representative Carter moved to suspend all necessary rules to take up and consider at this time **HCR 303**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 303, Congratulating Gary Terry of Tarrant County on his recovery from a heart attack at Austin-Bergstrom International Airport and commending him for his many good works in behalf of others.

HCR 303 was read and was adopted without objection.

On motion of Representative Geren, the names of all the members of the house were added to **HCR 303** as signers thereof.

INTRODUCTION OF GUEST

The speaker recognized Representative Carter, who introduced Gary Terry of Tarrant County.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

HCR 306 - ADOPTED (by Junell)

Representative Junell moved to suspend all necessary rules to take up and consider at this time **HCR 306**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 306, Congratulating David P. McNutt of Huntsville on his retirement from the Texas Department of Criminal Justice.

HCR 306 was read and was adopted without objection.

On motion of Representative Ellis, the names of all the members of the house were added to **HCR 306** as signers thereof.

HR 1200 - ADOPTED
(by Martinez Fischer, et al.)

Representative Martinez Fischer moved to suspend all necessary rules to take up and consider at this time **HR 1200**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1200, Honoring Edward D. Garza on his election as mayor of San Antonio.

HR 1200 was read and was adopted without objection.

On motion of Representative Menendez, the names of all the members of the house were added to **HR 1200** as signers thereof.

INTRODUCTION OF GUEST

The speaker recognized Representative Martinez Fischer, who introduced Edward D. Garza, incoming mayor of San Antonio, who briefly addressed the house.

HR 1188 - NOTICE OF INTRODUCTION

Pursuant to the provisions of Rule 13, Section 9(f), of the House Rules, the speaker announced the introduction of **HR 1188**, suspending the limitations on the conferees for **HJR 97**.

HR 1211 - NOTICE OF INTRODUCTION

Pursuant to the provisions of Rule 13, Section 9(f), of the House Rules, the speaker announced the introduction of **HR 1211**, suspending the limitations on the conferees for **SB 1596**.

HR 1210 - ADOPTED
(by Hunter)

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HR 1210**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1210, Honoring Dr. Edwin L. "Lanny" Hall of Abilene on the occasion of his retirement as president of Hardin-Simmons University.

HR 1210 was adopted without objection.

HCR 290 - ADOPTED
(by Dunnam)

Representative Dunnam moved to suspend all necessary rules to take up and consider at this time **HCR 290**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 290, Honoring the memory of Richard Dale Cottle of Woodway.

HCR 290 was read and was unanimously adopted by a rising vote.

On motion of Representative B. Turner, the names of all the members of the house were added to **HCR 290** as signers thereof.

HCR 269 - ADOPTED
(by Pitts)

Representative Pitts moved to suspend all necessary rules to take up and consider at this time **HCR 269**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 269, Honoring N. B. "Buck" Jordan, Jr., on his retirement from the Waxahachie Chamber of Commerce.

HCR 269 was read and was adopted without objection.

On motion of Representative Kuempel, the names of all the members of the house were added to **HCR 269** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Pitts, who introduced N. B. "Buck" Jordan, Jr., and his family.

HR 1158 - ADOPTED
(by Giddings)

Representative Giddings moved to suspend all necessary rules to take up and consider at this time **HR 1158**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1158, Welcoming a visiting delegation from the Rivers State House of Assembly from Nigeria.

(Edwards in the chair)

HR 1158 was read and was adopted without objection.

INTRODUCTION OF GUESTS

The chair recognized Representative Giddings, who introduced Nigerian legislators from the House of Assembly of Rivers State.

(Speaker in the chair)

HR 1158 - MOTION TO ADD NAMES

On motion of Representative Edwards, the names of all the members of the house were added to **HR 1158** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Hunter, who introduced members of the German parliament, Volkmar Schultz, Dagmar Freitag, Ulrich Heinrich, and Bartholomaeus Kalb; Dr. Wolfgang Dexheimer, director of international exchange programs for the Bundestag; and Hanno Von Graevenitz, German consul general, Houston.

HR 1124 - ADOPTED (by Giddings)

Representative Giddings moved to suspend all necessary rules to take up and consider at this time **HR 1124**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1124, Welcoming Bishop Ernestine C. Reems to Texas and commending her for her exemplary service to her fellow man.

HR 1124 was adopted without objection.

HCR 305 - ADOPTED (by Smithee)

Representative Smithee moved to suspend all necessary rules to take up and consider at this time **HCR 305**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 305, Honoring Brandon Slay of Amarillo for his achievements.

HCR 305 was read and was adopted without objection.

On motion of Representative Swinford, the names of all the members of the house were added to **HCR 305** as signers thereof.

INTRODUCTION OF GUEST

The speaker recognized Representative Smithee, who introduced Brandon Slay of Amarillo, who briefly addressed the house.

HR 1205 - ADOPTED (by Goolsby)

Representative Goolsby moved to suspend all necessary rules to take up and consider at this time **HR 1205**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1205, Honoring Dr. James S. Cole of Dallas on his appointment as dean of the Baylor College of Dentistry.

HR 1205 was read and was adopted without objection.

On motion of Representative Carter, the names of all the members of the house were added to **HR 1205** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Goolsby, who introduced Dr. James S. Cole and his family.

HR 1181 - ADOPTED (by Carter)

Representative Carter moved to suspend all necessary rules to take up and consider at this time **HR 1181**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1181, Recognizing May 21-27, 2001, as Wireless Safety Week.

HR 1181 was adopted without objection.

HR 1182 - ADOPTED (by Carter)

Representative Carter moved to suspend all necessary rules to take up and consider at this time **HR 1182**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1182, Honoring John South on his retirement from the Texas Agricultural Extension Service.

HR 1182 was adopted without objection.

HR 1081 - ADOPTED (by Callegari)

Representative Callegari moved to suspend all necessary rules to take up and consider at this time **HR 1081**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1081, Honoring Rodger and Ellen Beck for their 30 years of service to the youth of Katy.

HR 1081 was read and was adopted without objection.

INTRODUCTION OF GUESTS

The speaker recognized Representative Callegari, who introduced Rodger and Ellen Beck and their family.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of illness:

Oliveira on motion of Solis.

**HR 1195 - ADOPTED
(by Maxey and Hopson)**

Representative Maxey moved to suspend all necessary rules to take up and consider at this time **HR 1195**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1195, Congratulating Luke Ocker on being named the 2001 salutatorian at Rusk High School.

HR 1195 was adopted without objection.

**HCR 302 - ADOPTED
(by Thompson)**

The following privileged resolution was laid before the house:

HCR 302

WHEREAS, **HB 689** has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 77th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to correct **HB 689** on page 2, line 7, by striking "[~~a~~]" and substituting "(a)".

HCR 302 was adopted without objection.

**PROVIDING FOR A CONGRATULATORY
AND MEMORIAL CALENDAR**

Representative Edwards moved to set a congratulatory and memorial calendar for 10 a.m. Friday, May 25.

The motion prevailed without objection.

RECESS

The speaker stated that the house would recess until 1:15 p.m. today.

The house accordingly, at 11:45 a.m., recessed until 1:15 p.m. today.

AFTERNOON SESSION

The house met at 1:15 p.m. and was called to order by the speaker pro tempore.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 34).

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR
SECOND READING**

The following bills were laid before the house, read second time, and passed to third reading, and the following resolutions were laid before the house

on committee report and adopted (members registering votes are shown following the caption):

SB 53 (B. Turner and Naishtat - House Sponsor), A bill to be entitled An Act relating to access to criminal history record information by the Department of Protective and Regulatory Services.

SB 144 (Gray - House Sponsor), A bill to be entitled An Act relating to the qualifications for a license or provisional license to practice chiropractic.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Glaze, Representative Gray offered the following committee amendment to **SB 144**:

Amend **SB 144** as follows:

(1) In SECTION 1 of the bill, in added Section 301.309(g), Occupations Code, between "201.302(a)(3)" and the period (Senate Engrossment page 1, line 12), insert the following:

"if the applicant has at least 20 years' experience in the practice of chiropractic. A person to whom a provisional license is issued under this subsection must comply with the requirements of Section 201.302(a)(3) not later than the third anniversary of the date the provisional license is issued".

(2) Strike SECTION 2 of the bill (Senate Engrossment page 1, lines 13-19) and renumber the subsequent sections accordingly.

(3) In SECTION 3 of the bill, strike Subsection (b) (Senate Engrossment page 1, line 21, through page 2, line 3) and substitute the following:

(b) The change in law made by this Act applies only to the eligibility for a provisional license to practice chiropractic of a person who files an application on or after the effective date of this Act. The eligibility for a provisional license to practice chiropractic of a person who files an application before the effective date of this Act is governed by the law in effect on the date the application is filed, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted without objection.

CSSB 192 (Pickett - House Sponsor), A bill to be entitled An Act relating to inclusion of certain ports of entry in state highway planning and funding.

SB 194 (McCall - House Sponsor), A bill to be entitled An Act relating to the creation, jurisdiction, and administration of the Probate Court No. 1 of Collin County and to the administration of the county courts at law of Collin County.

CSSB 195 (Pickett - House Sponsor), A bill to be entitled An Act relating to the Border Trade Advisory Committee.

SB 200 (Junell - House Sponsor), A bill to be entitled An Act relating to state and regional coordination of planning and development for implementation of state programs.

CSSB 224 (Noriega - House Sponsor), A bill to be entitled An Act relating to requiring the Texas Department of Transportation to meet with transportation officials of bordering states to discuss transportation and infrastructure issues.

SB 257 (Goolsby - House Sponsor), A bill to be entitled An Act relating to the purchase of a lottery ticket by a person younger than the age of 18; imposing criminal penalties.

SB 332 (Gray - House Sponsor), A bill to be entitled An Act relating to the provision of a drug by a physician to certain indigent patients.

SB 333 (Capelo - House Sponsor), A bill to be entitled An Act relating to the state child health plan for certain low-income children.

Amendment No. 1 (Committee Amendment No. 1)

Representative Capelo offered the following committee amendment to **SB 333**:

Amend **SB 333** (Senate Engrossment), in SECTION 1 of the bill, in amended Section 6, Chapter 235, Acts of the 76th Legislature, Regular Session, 1999 (page 1, lines 15-16), by striking "In the event of lapse in coverage, the" and substituting "The".

Amendment No. 1 was adopted without objection.

SB 338 (Eiland - House Sponsor), A bill to be entitled An Act relating to a state plan for the prevention and treatment of hepatitis C.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Capelo, Representative Eiland offered the following committee amendment to **SB 338**:

Amend **SB 338** (Senate engrossment) by inserting the following appropriately numbered SECTIONS and renumbering the remaining SECTIONS appropriately:

SECTION _____. Subchapter G, Chapter 301, Occupations Code, is amended by adding Section 301.304 to read as follows:

Sec. 301.304. HEPATITIS C COMPONENT IN CONTINUING EDUCATION. (a) As part of any continuing education requirements under Section 301.303, a license holder shall participate in not less than two hours of continuing education relating to hepatitis C. This subsection applies only to a license holder who renews a license on or after June 1, 2002.

(b) The board shall recognize, prepare, or administer a hepatitis C training component for use in continuing education for license holders under Subsection (a).

(c) The training component must provide information relating to the prevention, assessment, and treatment of hepatitis C.

(d) This section expires June 1, 2004.

SECTION _____. The change in law made by Section 301.304, Occupations Code, as added by this Act, applies only to continuing education offered on or after June 1, 2002.

Amendment No. 1 was adopted without objection.

Amendment No. 2 (Committee Amendment No. 2)

On behalf of Representative Gray, Representative Eiland offered the following committee amendment to **SB 338**:

Amend **SB 338** as follows:

(1) In Section 94.002, Health and Safety Code, as amended and redesignated by the bill, following the section heading (Senate engrossed version, page 2, line 12), insert "(a)".

(2) At the end of Section 94.002, Health and Safety Code, as amended and redesignated by the bill (Senate engrossed version, page 3, between lines 2 and 3), insert the following:

(b) In developing the prevention program required by Subsection (a)(5), the department may forecast the economic and clinical impacts of hepatitis C and the impact of hepatitis C on quality of life. The department may develop the forecasts in conjunction with an academic medical center or a nonprofit institution with experience using disease management prospective modeling and simulation techniques.

Amendment No. 2 was adopted without objection.

SB 395 (Thompson - House Sponsor), A bill to be entitled An Act relating to the requirement that the Texas Judicial Council conduct a statewide jury service study and report the results of the study to the legislature.

SB 456 (Eiland, et al. - House Sponsors), A bill to be entitled An Act relating to the designation of Farm-to-Market Road 528 as the Ralph L. Lowe Parkway.

SB 465 (Gutierrez - House Sponsor), A bill to be entitled An Act relating to the establishment of a task force to study the viability of creating border port of entry authorities.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Pickett, Representative Gutierrez offered the following committee amendment to **SB 465**:

Amend **SB 465** by the following:

Page 1 line 19 add the words "non voting" between one and member.

Page 1 Line 20 strike "four" and add "three"

Page 1 Line 22 strike "four" and add "three"

Page 1, after Line 23 but before Line 24 add the following:

(4) three members approved by the Transportation Policy Board of the El Paso Region.

Amendment No. 1 was adopted without objection.

SB 482 (Isett - House Sponsor), A bill to be entitled An Act relating to accounting procedures for structural components of certain state buildings.

SB 496 (Wise - House Sponsor), A bill to be entitled An Act relating to a study of barriers to providing binational health benefit plan coverage.

SB 497 (Counts - House Sponsor), A bill to be entitled An Act relating to information a state agency may post on the Internet.

SB 531 (Janek - House Sponsor), A bill to be entitled An Act relating to requiring the Texas Department of Health in consultation with the General Services Commission to study the cost and feasibility of installing automated external defibrillators in state buildings.

SB 533 (Janek - House Sponsor), A bill to be entitled An Act relating to the regulation of certain occupations by the State Board of Dental Examiners.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Longoria, Representative Janek offered the following committee amendment to **SB 533**:

Amend **SB 533** as follows:

(1) Between SECTIONS 4 and 5 of the bill (Senate Engrossed Version page 2, between lines 21 and 22), insert the following section, appropriately numbered, and renumber the subsequent sections accordingly:

SECTION __. Section 256.101(a), Occupations Code, is amended to read as follows:

(a) The board shall issue a license to practice dentistry to a reputable dentist or a license to practice dental hygiene to a reputable dental hygienist who:

(1) pays the fee set by the board;

(2) is licensed in good standing as a dentist or dental hygienist in another state that has licensing requirements substantially equivalent to the requirements of this subtitle;

(3) has not been the subject of a final disciplinary action and is not the subject of a pending disciplinary action in any jurisdiction in which the dentist or dental hygienist is or has been licensed;

(4) has graduated from a dental or dental hygiene school accredited by the Commission on Dental Accreditation of the American Dental Association and approved by the board under board rule;

(5) has passed a national or other examination relating to dentistry or dental hygiene and recognized by the board;

(6) has passed the board's jurisprudence examination;

(7) has submitted documentation of current cardiopulmonary resuscitation certification;

(8) has practiced dentistry or dental hygiene:

(A) for at least the five years preceding the date of application under this section for a license to practice dentistry or for at least the three years preceding the date of application under this section for a license to practice dental hygiene ~~[under this section]~~; or

(B) as a dental educator at a dental school or dental hygiene school accredited by the Commission on Dental Accreditation of the American Dental Association for at least the five years preceding the date of application for a license under this section;

(9) has been endorsed by the board of dentistry in the jurisdiction in which the applicant practices at the time of application; and

(10) meets any additional criteria established by board rule.

(2) In SECTION 9(a) of the bill (Senate Engrossed Version page 5, line 19), strike "Section 257.004" and substitute "Sections 256.101(a) and 257.004".

Amendment No. 1 was adopted without objection.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR
(consideration continued)

SB 557 (Tillery - House Sponsor), A bill to be entitled An Act relating to overtime compensation for certain municipal police department officers and civilian employees.

SB 593 (Naishtat - House Sponsor), A bill to be entitled An Act relating to credit in and benefits and administration of retirement systems for police officers in certain municipalities.

SB 625 (Thompson - House Sponsor), A bill to be entitled An Act relating to the electronic storage of records by the court of criminal appeals.

SB 671 (Kuempel - House Sponsor), A bill to be entitled An Act relating to the surrender of a suspended, canceled, revoked, or disqualified driver's license; providing a penalty.

(Gallego now present)

CSSB 736 (Wilson - House Sponsor), A bill to be entitled An Act relating to the operation of the self-directed semi-independent agency pilot project; making an appropriation.

SB 751 (Chavez - House Sponsor), A bill to be entitled An Act relating to providing the services of promotoras for outreach and education programs for recipients of medical assistance.

SB 769 (A. Reyna and Menendez - House Sponsors), A bill to be entitled An Act relating to the requirement that certain information be provided in a suit affecting the parent-child relationship.

SB 791 (Gray - House Sponsor), A bill to be entitled An Act relating to the imposition of administrative, civil, and criminal penalties and the authorization of emergency license suspension for certain licensing programs regulated by the Texas Department of Health.

Amendment No. 1 (Committee Amendment No. 1)

Representative Gray offered the following committee amendment to **SB 791**:

Amend **SB 791** between SECTIONS 25 and 26 (engrossed version page 44, between lines 10 and 11) by inserting the following appropriately numbered sections and renumbering subsequent sections of the bill appropriately:

SECTION __. (a) The following provisions are repealed:

- (1) Sections 50.0225(h) and (i), Human Resources Code;
- (2) Sections 11B(h) and (i), Licensed Marriage and Family Therapist Act (Article 4512c-1, Vernon's Texas Civil Statutes);
- (3) Sections 5B(h) and (i), Chapter 498, Acts of the 62nd Legislature, Regular Session, 1971 (Article 4512d, Vernon's Texas Civil Statutes);

(4) Sections 16D(h) and (i), Licensed Professional Counselor Act (Article 4512g, Vernon's Texas Civil Statutes);

(5) Sections 16C(h) and (i), Licensed Dietitian Act (Article 4512h, Vernon's Texas Civil Statutes);

(6) Sections 24A(h) and (i), Chapter 381, Acts of the 68th Legislature, Regular Session, 1983 (Article 4512j, Vernon's Texas Civil Statutes);

(7) Sections 11B(h) and (i), Texas Medical Physics Practice Act (Article 4512n, Vernon's Texas Civil Statutes);

(8) Sections 19A(h) and (i), Licensed Perfusionists Act (Article 4529e, Revised Statutes);

(9) Sections 1.12C(h) and (i), Chapter 366, Acts of the 61st Legislature, Regular Session, 1969 (Article 4566-1.12C, Vernon's Texas Civil Statutes); and

(10) Sections 6A(h) and (i), Orthotics and Prosthetics Act (Article 8920, Revised Statutes).

(b) This section takes effect on September 1, 2001, but only if the Act of the 77th Legislature, Regular Session, 2001, relating to nonsubstantive additions to and corrections in enacted codes, does not take effect.

SECTION __. (a) The following sections of the Occupations Code, as added by the Act of the 77th Legislature, Regular Session, 2001, relating to nonsubstantive additions to and corrections in enacted codes, are repealed:

(1) Sections 401.2535(h) and (i);

(2) Sections 402.154(h) and (i);

(3) Sections 451.110(h) and (i);

(4) Sections 502.2045(h) and (i);

(5) Sections 503.2545(h) and (i);

(6) Sections 505.2545(h) and (i);

(7) Sections 602.1525(h) and (i);

(8) Sections 603.2041(h) and (i);

(9) Sections 605.2021(h) and (i); and

(10) Sections 701.2041(h) and (i).

(b) This section takes effect on September 1, 2001, but only if the Act of the 77th Legislature, Regular Session, 2001, relating to nonsubstantive additions to and corrections in enacted codes, takes effect.

SECTION __. Sections 8C(h) and (i), Chapter 462, Acts of the 68th Legislature, Regular Session, 1983 (Article 4413(51), Vernon's Texas Civil Statutes), are repealed.

Amendment No. 1 was adopted without objection.

Amendment No. 2 (Committee Amendment No. 2)

Representative Gray offered the following committee amendment to **SB 791**:

Amend **SB 791** (engrossed version) as follows:

Amend SECTION 1, Subchapter I, Chapter 203, Occupations Code, page 1, line 9, by adding the word "midwifery" after "The" and before "board"

Amend page 1, line 10, by adding the word "midwifery" after "of" and before "board" and again after "the" and before "board"

Amend page 1, line 12, by adding the word "midwifery" between "the" and before "board"

Amend SECTION 2, Subchapter F, Chapter 352, Occupations Code, page 2, line 7 by changing "board" to "department" and deleting "board or a"

Amend page 2, line 8, by deleting "three member committee of board members designated by the board"

Amend page 2, line 10, by changing "board or committee" to "department"

Amend SECTION 3, Subchapter E, Chapter 353, Occupations Code, page 3, line 2, by changing "board" to "department" and deleting "board or a"

Amend page 3, line 3, by deleting "three member committee of board members designated by the board"

Amend page 3, line 5, by changing "board or committee" to "department"

Amend SECTION 9, Subchapter F, Chapter 455, Occupations Code, page 11, line 9, by changing "board" to "department" and deleting "board or a"

Amend page 11, line 10, by deleting "three member committee of board members designated by the board"

Amend page 11, line 12, by changing "board or committee" to "department" changing "board" to "department" and deleting "board or a"

Amend SECTION 13, Subchapter G, Chapter 601, Occupations Code, page 18, line 1, by changing "board" to "department" and deleting "board or a"

Amend page 2, line 8, by deleting "three member committee of board members designated by the board"

Amend page 2, line 10, by changing "board or committee" to "department"

Amendment No. 2 was adopted without objection.

SB 799 (Craddick - House Sponsor), A bill to be entitled An Act relating to requiring state agencies to perform exit interviews with employees.

SB 840 (Ellis - House Sponsor), A bill to be entitled An Act relating to the response required of a governmental body to a request for information from a person who is incarcerated.

SB 847 (Truitt - House Sponsor), A bill to be entitled An Act relating to the creation of municipal courts of record in Westlake located in Tarrant and Denton counties.

SB 869 (Thompson - House Sponsor), A bill to be entitled An Act relating to incapacitated persons, wards, and proposed wards.

SB 893 (Gray, F. Brown, Eiland, et al. - House Sponsors), A bill to be entitled An Act relating to evaluating drug purchasing cooperatives.

Amendment No. 1

Representative Gray offered the following amendment to **SB 893**:

Amend **SB 893** on page 1, line 8, between "cooperatives" and "and", by inserting "that purchase of drugs on behalf of consumers".

Amendment No. 1 was adopted without objection.

SB 903 (Morrison - House Sponsor), A bill to be entitled An Act relating to the establishment and use of a women's athletic development fund and a study of women's athletic development practices at institutions of higher education.

CSSB 917 (Hochberg - House Sponsor), A bill to be entitled An Act relating to the aggregation of amounts involved in the offense of breach of computer security to determine punishment.

Amendment No. 1

On behalf of Representative Solomons, Representative Hochberg offered the following amendment to **CSSB 917**:

Amend **CSSB 917** on page 1, line 14, by adding a new SECTION 2 and renumbering the subsequent section appropriately:

SECTION 2. Chapter 38 of the Code of Criminal Procedure is amended by adding Article 38.39 to read as follows:

Evidence in an aggregation prosecution with numerous victims. In trials involving an allegation of a continuing scheme of fraud or theft alleged to have been committed against a large class of victims in an aggregate amount or value, it need not be proved by direct evidence that each alleged victim did not consent or did not effectively consent to the transaction in question. It shall be sufficient if the lack of consent or effective consent to a particular transaction or transactions is proven by either direct or circumstantial evidence.

Amendment No. 1 was adopted without objection.

SB 932 (Hartnett - House Sponsor), A bill to be entitled An Act relating to the prosecution of the offense of indecency with a child.

SB 1001 (Hawley - House Sponsor), A bill to be entitled An Act relating to the authority of a judge of a district court to hear certain matters at a correctional facility.

SB 1006 (Uresti - House Sponsor), A bill to be entitled An Act relating to testing for accidental exposure to hepatitis B or hepatitis C.

SB 1024 (Gutierrez - House Sponsor), A bill to be entitled An Act relating to investigations under and enforcement of the law regulating the practice of podiatry.

SB 1036 (Hawley - House Sponsor), A bill to be entitled An Act relating to the election dates for directors of the Bee Groundwater Conservation District.

SB 1041 was withdrawn.

SB 1050 (Longoria - House Sponsor), A bill to be entitled An Act relating to the regulation of youth camps.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Gray, Representative Longoria offered the following committee amendment to **SB 1050**:

Amend **SB 1050** by striking SECTION 2 of the bill (engrossed version, page 1, lines 23-25 and page 2, lines 1-3) and renumbering the remaining SECTIONS of the bill as appropriate.

Amendment No. 1 was adopted without objection.

SB 1064 (Hopson - House Sponsor), A bill to be entitled An Act relating to adoption services of the Department of Protective and Regulatory Services with respect to sibling groups.

SB 1085 (Capelo - House Sponsor), A bill to be entitled An Act relating to the continuation of the advisory committee on inpatient mental health services.

SB 1100 (Rangel - House Sponsor), A bill to be entitled An Act relating to the establishment and operation of pilot centers for the advancement of quality in long-term care.

Amendment No. 1

On behalf of Representative Carter, Representative Rangel offered the following amendment to **SB 1100**:

Amend **SB 1100** on page 1, line 11 by striking "shall" and inserting "may".

Amendment No. 1 was adopted without objection.

CSSB 1128 (Coleman - House Sponsor), A bill to be entitled An Act relating to landscaping and billboards along highways; imposing a civil penalty.

SB 1160 (Raymond - House Sponsor), A bill to be entitled An Act relating to the location of new veterans homes.

SB 1176 (Talton - House Sponsor), A bill to be entitled An Act relating to certain nondisciplinary actions against certain police officers and to the records of overturned disciplinary actions or charges of misconduct against certain firefighters and police officers.

SB 1180 (Danburg - House Sponsor), A bill to be entitled An Act relating to the filing deadline for candidacy for the governing body of certain school districts.

CSSB 1212 (J. Jones - House Sponsor), A bill to be entitled An Act relating to the examination requirement for licensing as a chemical dependency counselor.

SB 1214 (Hawley - House Sponsor), A bill to be entitled An Act relating to the financing and disposition of certain airport and air navigation facilities.

SB 1226 (Elkins - House Sponsor), A bill to be entitled An Act relating to the creation of the Energy Corridor Management District; providing authority to impose a tax and issue bonds.

SB 1235 (Wilson - House Sponsor), A bill to be entitled An Act relating to waiving the requirement of a bond for certain alcoholic beverage permit holders and licensees.

CSSB 1245 (Noriega and Naishtat - House Sponsors), A bill to be entitled An Act relating to reporting certain acts of misconduct by and background checks of certain employees and applicants for employment of certain health care agencies and facilities.

SB 1288 (E. Jones - House Sponsor), A bill to be entitled An Act relating to a limitation on the liability of directors of housing finance corporations.

SB 1294 (Solis - House Sponsor), A bill to be entitled An Act relating to the establishment of a pilot program by the Texas Workforce Commission to assist teachers in retaining employment in the field of child care.

SB 1299 (Coleman and Capelo - House Sponsors), A bill to be entitled An Act relating to the creation and duties of a task force on rate-setting methodologies for the Medicaid and state child health plan programs.

Amendment No. 1 (Committee Amendment No. 1)

Representative Coleman offered the following committee amendment to **SB 1299**:

Amend **SB 1299** as follows:

(1) On page 2, line 8, strike "." and replace with ", and"

(2) On page 2, line 8, insert "(5) representatives of one or more health maintenance organizations that arrange health care services for members in Medicaid managed care or the child health plan program or both, so long as experience in both Medicaid managed care and the child health plan program is represented on the task force." and (6) one or more public representative. and renumber thereafter.

Amendment No. 1 was adopted without objection.

SB 1302 (Maxey - House Sponsor), A bill to be entitled An Act relating to municipal elections for the conveyance of certain park land.

CSSB 1308 (Kitchen - House Sponsor), A bill to be entitled An Act relating to a county's authority to set a fee for certain permits.

SB 1309 was withdrawn.

SB 1311 was withdrawn.

SB 1353 (Noriega and Morrison - House Sponsors), A bill to be entitled An Act relating to the issuance of certain veterans license plates.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Alexander, Representative Noriega offered the following committee amendment to **SB 1353**:

Amend **SB 1353** by adding the language from **HB 3008** from the 77th Legislative Session to it.

Amendment No. 1 was adopted without objection.

SB 1353 - VOTE RECONSIDERED

Representative Thompson moved to reconsider the vote by which **SB 1353** was passed to third reading.

The motion to reconsider prevailed.

Amendment No. 1 - Vote Reconsidered

Representative Thompson moved to reconsider the vote by which Amendment No. 1 was adopted.

The motion to reconsider prevailed.

Representative Noriega moved to table Amendment No. 1.

The motion to table prevailed.

SB 1353 was passed to third reading.

SB 1367 (Hamric - House Sponsor), A bill to be entitled An Act relating to the transportation of an unsecured child in a motor vehicle; providing penalties.

SB 1396 (McCall - House Sponsor), A bill to be entitled An Act relating to the requirement that state agencies notify the governor's office of job vacancies.

SB 1434 (F. Brown - House Sponsor), A bill to be entitled An Act relating to the appointment and duties of magistrates for certain courts of Brazos County.

Amendment No. 1 (Committee Amendment No. 1)

Representative Thompson offered the following committee amendment to **SB 1434**:

Amend **SB 1434** as follows:

- (1) on page 3, strike lines 1 and 2;
- (2) on page 3, line 5, add "and" following "₁";
- (3) on page 3, line 6, strike "₁" and substitute "₁";
- (4) on page 3, strike lines 7 through 14;
- (5) on page 3, strike lines 22 through 26;
- (6) on page 4, strike lines 1 through 5;
- (7) on page 4, line 11, strike "may" and substitute "shall";
- (8) on page 5, line 8, add "and" following "₁";
- (9) on page 5, line 9, strike "₁" and substitute "₁";
- (10) on page 5, strike lines 10 through 22;
- (11) on page 6, line 20, strike "magistrate's findings, conclusions";
- (12) on page 6, line 24, strike "findings" and substitute "orders, recommendations or other action taken";
- (13) on page 7, line 9, strike "findings and conclusions" and substitute "orders of or recommendations or other actions taken by"; and,
- (14) on page 7, line 10, strike "findings and conclusions" and substitute "orders of or recommendations or other actions taken which are".

Amendment No. 1 was adopted without objection.

SB 1535 was withdrawn.

CSSB 1573 (Hawley - House Sponsor), A bill to be entitled An Act relating to the regulation of floating cabins; providing penalties.

Amendment No. 1

Representative Luna offered the following amendment to **CSSB 1573**:

Amend **CSSB 1573** as follows:

1. On page 3, line 14, strike "\$2,500" and substitute "\$1500"
2. On page 4, lines 2-3, strike "\$600 or an amount set by the commission, whichever is higher" and substitute "\$300"
3. On page 4, lines 6-7, strike "\$600 or an amount set by the commission, whichever is higher" and substitute "\$300"
4. On page 5, line 3, strike "\$600" and substitute "\$300"
5. On page 8, line 11, insert "Except as to violations of Section 32.101(b)," immediately before the remainder of the Section 32.153(c) such that Section 32.153(c) shall read as follows:
"Except as to violations of Section 32.101(b), if it is shown on the trial of an offense under this section that the defendant was previously convicted two or more times under this section, the offense is a Class B Parks and Wildlife Code misdemeanor."
6. On page 8, strike lines 15-16, which consists of Section 32.153(d) in its entirety.

Amendment No. 1 was adopted without objection.

Amendment No. 2

On behalf of Representative Y. Davis, Representative Hawley offered the following amendment to **CSSB 1573**:

Amend **CSSB 1573** (House committee printing) as follows:

- (1) In Section 1 of the bill, in added Section 32.052(3), Parks and Wildlife Code (page 2, line 18), after "owned", and before "the", insert "and moored".
- (2) In Section 1 of the bill, in added Section 32.052(3), Parks and Wildlife Code (page 2, line 18), strike "on June 1" and substitute "before August 31".
- (3) In Section 1 of the bill, in added Section 32.052(3), Parks and Wildlife Code (page 2, line 19), strike "and" and substitute a period.
- (4) In Section 1 of the bill, strike added Section 32.052(4), Parks and Wildlife Code (page 2, line 20-26).
- (5) In Section 1 of the bill, strike added Section 32.053(a)(6), Parks and Wildlife Code (page 3, line 15), after "commission" and before the semicolon, insert "by August 31, 2001".
- (6) In Section 1 of the bill, after added Section 32.053, Parks and Wildlife Code (page 3, between lines 24 and 25), insert:
(d) If the permit holder elects to retire the permit, the department shall refund the \$1500 fee on confirmation of proper removal of the floating cabin.
- (7) In Section 1 of the bill, in added Section 32.152, Parks and Wildlife Code (page 7, between lines 21 and 22), insert a new subsection (b):

(b) A court shall award the department attorney's fees if the department prevails in a suit filed under this section.

(8) In Section 1 of the bill, in added Section 32.152, Parks and Wildlife Code (page 7, line 22) strike "(b)" and substitute "(c)".

Amendment No. 2 was adopted without objection.

SB 1581 (Y. Davis - House Sponsor), A bill to be entitled An Act relating to certain practices in connection with a home loan.

SB 1632 (Zbranek - House Sponsor), A bill to be entitled An Act relating to municipalities that are exempt from giving security for court costs.

SB 1637 (Homer - House Sponsor), A bill to be entitled An Act relating to discount cards deceptively marketed as insurance.

Amendment No. 1

On behalf of Representative Homer, Representative Farabee offered the following amendment to **SB 1637**:

Amend **SB 1637** in SECTION 1 of the bill by striking added Subdivision (18), Subsection (b), Section 17.46, Business & Commerce Code (Senate Engrossment Printing page 3, lines 7-18), and substituting the following:

(18) advertising, selling, or distributing a card which purports to be a prescription drug identification card issued under Section 19A, Article 21.07-6, Insurance Code, in accordance with rules adopted by the commissioner of insurance, which offers a discount on the purchase of health care goods or services from a third party provider, and which is not evidence of insurance coverage, unless:

(A) the discount is authorized under an agreement between the seller of the card and the provider of those goods and services or the discount or card is offered to members of the seller;

(B) the seller does not represent that the card provides insurance coverage of any kind; and

(C) the discount is not false, misleading, or deceptive;

Amendment No. 1 was adopted without objection.

SB 1646 (Zbranek - House Sponsor), A bill to be entitled An Act relating to conferring on the Coastal Water Authority the power to abandon or deconstruct a canal, ditch, or lateral; changing the qualifications of the authority's board of directors; and authorizing the authority to issue refunding bonds.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Counts, Representative Zbranek offered the following committee amendment to **SB 1646**:

Amend **SB 1646** as follows;

in Section 3, on page 6, line 4, after the word, "outstanding", insert. "The Authority is authorized to enter into an agreement granting an option to purchase the authority's refunding bonds on the terms and conditions the board determines advisable which may be for a term of up to four years. Alternatively, the Authority may enter into a bond purchase agreement to sell

the refunding bonds of the Authority on such terms and conditions as the board determines advisable which may provide for delivery of the bonds for a period of up to four years."

Amendment No. 1 was adopted without objection.

SB 1659 (McCall - House Sponsor), A bill to be entitled An Act relating to the format of telecommunications utility billing statements.

SB 1683 (J. Davis - House Sponsor), A bill to be entitled An Act relating to the management of money earned by certain children while receiving services from the Department of Protective and Regulatory Services.

CSSB 1684 (Flores - House Sponsor), A bill to be entitled An Act relating to removal of malt liquor, ale, and beer from the premises of a holder of a mixed beverage permit and a brewpub license.

SB 1686 (Eiland - House Sponsor), A bill to be entitled An Act relating to the creation of the West Galveston Island Conservation District; providing the authority to impose taxes and issue bonds.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Ramsay, Representative Janek offered the following committee amendment to **SB 1686**:

Amend **SB 1686** as follows:

(1) On page 4, line 25, insert the following sentence before the sentence beginning with the words "The election": "Qualifications for voting in any election in the district are the same as those set forth in Section 10 herein as qualifications necessary to serve as a director for the district."

(2) On page 6, strike section 10(a) and insert the following: "The district is governed by an initial board of five directors who shall serve until their successors are elected as provided for herein."

(3) On page 8, line 23, insert after "necessary.": "The board shall hold successive elections of officers every two years after the election of the initial officers as provided for herein."

Amendment No. 1 was adopted without objection.

Amendment No. 2 (Committee Amendment No. 2)

On behalf of Representative Ramsay, Representative Janek offered the following committee amendment to **SB 1686**:

Amend **SB 1686** as follows:

(1) by striking the sentence that begins on page 13, line 3.

(2) by striking the sentence that begins on page 13, line 9.

Amendment No. 2 was adopted without objection.

Amendment No. 3

On behalf of Representative Y. Davis, Representative Janek offered the following amendment to **SB 1686**:

Amend House Committee Substitute to **SB 1686** as follows:

On page 1, line 11, between "Act" and "." insert the following: other than the creation of a Navigation District or a Port Authority

Amendment No. 3 was adopted without objection.

SB 1732 (Tillery - House Sponsor), A bill to be entitled An Act relating to the creation of family home child care pilot programs for certain children under four years of age.

SB 1736 (B. Brown - House Sponsor), A bill to be entitled An Act relating to the waiver of penalties and interest if an error of a taxing unit or appraisal district results in failure to pay an ad valorem tax.

SB 1758 (Hawley - House Sponsor), A bill to be entitled An Act relating to the boundaries of the Beeville Water Supply District.

SB 1759 (Capelo - House Sponsor), A bill to be entitled An Act relating to the issuance and sale of and security and payment for public securities.

CSSB 1763 (Gray - House Sponsor), A bill to be entitled An Act relating to the provision of information about patient assistance programs offered by pharmaceutical companies.

SB 1764 (Salinas - House Sponsor), A bill to be entitled An Act relating to the ratification of the creation of the McMullen Groundwater Conservation District and to the administration, powers, duties, operation, and financing of the district.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Counts, Representative Salinas offered the following committee amendment to **SB 1764**:

Amend **SB 1764** as follows:

On page 5, between lines 18 and 19 insert the following new SECTION: "SECTION 11. CHANGE OF DISTRICT NAME. The board of directors may change the district's name when the district annexes territory."

Renumber subsequent subsections.

Amendment No. 1 was adopted without objection.

CSSB 1767 (Tillery - House Sponsor), A bill to be entitled An Act relating to the issuance of a protective custody order by a magistrate.

CSSB 1773 (Gray - House Sponsor), A bill to be entitled An Act relating to the creation of the Port Bolivar Improvement District; providing authority to impose a tax and issue bonds.

Amendment No. 1

Representative Gray offered the following amendment to **CSSB 1773**:

Amend **CSSB 1773** as follows:

(1) In Section 1 of the bill, in added Section 376.464(d)(1), Local Government Code (page 8, line 26), strike "Section 380.002" and substitute "Subchapter A, Chapter 1509, Government Code".

(2) In Section 1 of the bill, in added Section 376.464(d)(2), Local Government Code (page 9, line 1), strike "Subchapter A, Chapter 1509, Government Code" and substitute "Section 380.002".

Amendment No. 1 was adopted without objection.

SB 1775 (Hilbert - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Harris County Municipal Utility District No. 386.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Counts, Representative Kuempel offered the following committee amendment to **SB 1775**:

Amend **SB 1775** (Engrossed version) as follows:

(1) In SECTION 6 of the bill, in Subsection (c) (page 4, line 9), strike "or".

(2) In SECTION 6 of the bill, at the end of Subsection (c), between "Code" and the period (page 4, line 10), insert ", or a telecommunications provider as defined by Section 51.002, Utilities Code".

(3) In SECTION 7 of the bill, between "line," and "pipeline" (page 4, between lines 13 and 14), insert "telecommunications or other public utility facility,".

Amendment No. 1 was adopted without objection.

SB 1776 (Hilbert - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Harris County Municipal Utility District No. 387.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Counts, Representative Kuempel offered the following committee amendment to **SB 1776**:

Amend **SB 1776** (Engrossed version) as follows:

(1) In SECTION 6 of the bill, in Subsection (c) (page 4, line 5), strike "or".

(2) In SECTION 6 of the bill, at the end of Subsection (c), between "Code" and the period (page 4, line 6), insert ", or a telecommunications provider as defined by Section 51.002, Utilities Code".

(3) In SECTION 7 of the bill, between "line," and "pipeline" (page 4, between lines 9 and 10), insert "telecommunications or other public utility facility,".

Amendment No. 1 was adopted without objection.

SB 1777 (Hilbert - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Harris County Municipal Utility District No. 388.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Counts, Representative Kuempel offered the following committee amendment to **SB 1777**:

Amend **SB 1777** (Engrossed version) as follows:

(1) In SECTION 6 of the bill, in Subsection (c) (page 3, line 26), strike "or".

(2) In SECTION 6 of the bill, at the end of Subsection (c), between "Code" and the period (page 4, line 1), insert ", or a telecommunications provider as defined by Section 51.002, Utilities Code".

(3) In SECTION 7 of the bill, between "line," and "pipeline" (page 4, between lines 4 and 5), insert "telecommunications or other public utility facility,".

Amendment No. 1 was adopted without objection.

SB 1781 (Swinford - House Sponsor), A bill to be entitled An Act relating to the appointment of a public defender by the Commissioners Court of Potter County.

SB 1782 (Madden - House Sponsor), A bill to be entitled An Act relating to the creation of the Frisco Square Management District; providing the authority to impose a tax and issue bonds.

SB 1784 (Hope - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the East Montgomery County Municipal Utility District No. 3.

SB 1788 was withdrawn.

SB 1793 (Smithee - House Sponsor), A bill to be entitled An Act relating to meetings of the commissioner of insurance with the board of directors of certain guaranty associations.

SB 1796 (Edwards - House Sponsor), A bill to be entitled An Act relating to the assumption of road utility district authority by the Baybrook Municipal Utility District No. 1, including the authority to impose taxes and issue bonds.

SB 1798 was withdrawn.

SB 1800 (Danburg - House Sponsor), A bill to be entitled An Act relating to the transfer of records of the office of the lieutenant governor.

SB 1807 (Keel - House Sponsor), A bill to be entitled An Act relating to the duties of a magistrate regarding the provision of bail for a person arrested for a criminal offense.

SB 1808 (Alexander - House Sponsor), A bill to be entitled An Act relating to the creation of a county court at law in Navarro County.

SB 1821 (Alexander - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, operations, and financing of the Neches and Trinity Valleys Groundwater Conservation District.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Counts, Representative Alexander offered the following committee amendment to **SB 1821**:

Amend **SB 1821** as follows:

On page 2, line 17, strike the "," after the word "Code" and insert a "." Strike the remainder of subsection (b) beginning on line 17 and ending on line 26 and insert the following:

"The district may determine that a transfer of groundwater produced within the district's boundaries for use outside the district's boundaries will not be considered a transfer outside the district if:

(1) the transfer is for use as a potable water supply by a retail public utility as defined by Section 13.002, Water Code, and is within an authorized service area of which an appropriate portion, as determined by the district, is located inside the district's boundaries;

(2) or the transfer involves an emergency potable water interconnect between retail public utilities, as defined by Section 13.002, Water Code."

Amendment No. 1 was adopted without objection.

Amendment No. 2 (Committee Amendment No. 2)

On behalf of Representative Counts, Representative Alexander offered the following committee amendment to **SB 1821**:

Amend **SB 1821** as follows:

On page 3, line 3, strike subsection (d) in its entirety and insert the following:

"The board of directors of the district:

(a) May set fees for administrative acts of the district, such as filing applications. Fees set by a district may not unreasonably exceed the cost to the district of performing the administrative function for which the fee is charged.

(b) Shall set and collect fees for all services provided outside the boundaries of the district. The fees may not unreasonably exceed the cost to the district of providing the services outside the district.

(c) May assess production fees based on the amount of water authorized by permit to be withdrawn from a well or the amount actually withdrawn. A district may assess the fees in lieu of, or in conjunction with, any taxes otherwise levied by the district. A district may use revenues generated by the fees for any lawful purpose. Production fees shall not exceed:

(1) \$1 per acre-foot payable annually for water used for agricultural use; or

(2) \$10 per acre-foot payable annually for water used for any other purpose.

(d) May assess a production fee under (c) for any water produced under an exemption under Section 36.117, Water Code, if that water is subsequently sold to another person."

Amendment No. 2 was adopted without objection.

SB 1823 (Green - House Sponsor), A bill to be entitled An Act relating to the approval of the creation and acts of Hays County Development District No. 1, to the administration, powers, duties, operation, and financing of the district, and to acquisition of the district's project.

SB 1824 was withdrawn.

SB 1831 (Noriega - House Sponsor), A bill to be entitled An Act relating to the designation of a portion of certain roads as the Texas Independence Highway, the Juan N. Seguin Boulevard, and the Juan N. Seguin Memorial Interchange.

SB 1840 (E. Reyna - House Sponsor), A bill to be entitled An Act relating to a study regarding the operation of The University of Texas at San Antonio and The University of Texas Health Science Center at San Antonio as a single research university.

SCR 2 (Morrison - House Sponsor), Declaring the pecan the official health nut of the State of Texas.

SCR 21 (Wise and Capelo - House Sponsors), Memorializing congress to develop a treaty or agreement with Mexico to address health issues of mutual concern.

SCR 24 (Berman - House Sponsor), In observance of Veterans Day.

SCR 37 (Smithee - House Sponsor), Urging the United States Congress to provide tax credits to individuals buying private health insurance.

SCR 51 (Chisum - House Sponsor), Urging federal and state reconsideration of the necessity of designating the Arkansas River shiner as a threatened species and the necessity of designating critical habitat in Texas for the Arkansas River shiner.

SCR 54 (Menendez - House Sponsor), Memorializing congress to remove trade, financial, and travel restrictions relating to Cuba. (Crabb, Heflin, Hill, and Howard recorded voting no)

SCR 63 was previously adopted.

HR 983 (by Cook, et al.), Commending the Texas Colorado River Floodplain Coalition, supporting efforts by the coalition and state agencies to enhance flood and emergency management, and soliciting any report or recommendations resulting from their collaboration.

SB 252 (P. King - House Sponsor), A bill to be entitled An Act relating to notice of the appointment of a receiver in a suit for dissolution of a marriage.

SB 263 (F. Brown - House Sponsor), A bill to be entitled An Act relating to a written policy regulating certain travel by students enrolled at public institutions of higher education.

SB 279 (Gray - House Sponsor), A bill to be entitled An Act relating to sanctions imposed against certain facilities regulated by the Texas Department of Health.

Amendment No. 1 (Committee Amendment No. 1)

Representative Gray offered the following committee amendment to **SB 279**:

Amend **SB 279** (engrossed version) as follows:

(1) Between the enacting clause and SECTION 1 of the bill (page 1, between lines 4 and 5), insert the following appropriately numbered section:

SECTION _____. Section 241.051, Health and Safety Code, is amended by adding Subsection (f) to read as follows:

(f) Information obtained or compiled by the department in connection with a complaint or investigation that is confidential by law remains confidential and is not subject to disclosure under Chapter 552, Government Code.

(2) Between SECTIONS 7 and 8 of the bill (page 9, between lines 17 and 18), insert the following appropriately numbered section:

SECTION _____. Section 577.013, Health and Safety Code, is amended by adding Subsection (f) to read as follows:

(f) Information obtained or compiled by the department in connection with a complaint or investigation that is confidential by law remains confidential and is not subject to disclosure under Chapter 552, Government Code.

(3) Strike SECTION 9 of the bill (page 11, lines 10 through 14), and substitute the following appropriately numbered sections:

SECTION _____. Sections 241.051(d) and (e) and 577.013(d) and (e), Health and Safety Code, are repealed.

SECTION _____. (a) Except as provided by this section, this Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2001.

(b) The changes in law made by this Act to Sections 241.051 and 577.013, Health and Safety Code, take effect September 1, 2001.

Amendment No. 1 was adopted without objection.

SB 283 (Coleman - House Sponsor), A bill to be entitled An Act relating to special disease management programs for certain recipients of medical assistance under the Medicaid managed care program.

SB 486 (Nixon - House Sponsor), A bill to be entitled An Act relating to state liability for certain conduct of juvenile board members.

SB 505 (Gray - House Sponsor), A bill to be entitled An Act relating to requiring students enrolled at certain medical and dental units to have health insurance coverage.

SB 586 (Alexander - House Sponsor), A bill to be entitled An Act relating to the creation of the Center for Transportation Safety as part of the Texas Transportation Institute.

SB 720 (Hartnett - House Sponsor), A bill to be entitled An Act relating to regulating certain political contributions made by judicial candidates and officeholders.

SB 988 was withdrawn.

SB 998 (Hardcastle - House Sponsor), A bill to be entitled An Act relating to the alternative certification requirements for certain public school teachers.

SB 1016 (Junell - House Sponsor), A bill to be entitled An Act relating to the review of financial audits of regional planning commissions.

SB 1051 (Chavez and Capelo - House Sponsors), A bill to be entitled An Act relating to the training and regulation of promotoras and community health workers.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Gray, Representative Chavez offered the following committee amendment to **SB 1051**:

Amend **SB 1051** (the engrossed version) as follows:

(1) On page 2, line 12 add "The Board may adopt rules to exempt a promotora or community health worker from mandatory training who has served for three or more years or who has 1000 or more hours of experience."

Amendment No. 1 was adopted without objection.

SB 1173 (Hilderbran - House Sponsor), A bill to be entitled An Act relating to authorizing the issuance of not more than \$9 million in revenue bonds for the benefit of the Fleet Admiral Chester W. Nimitz Memorial Naval Museum.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Pitts, Representative Hilderbran offered the following committee amendment to **SB 1173**:

Amend **SB 1173** as follows:

On page 1, line 24, strike "to oversee" and add "for".

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Hilderbran offered the following amendment to **SB 1173**:

Amend **SB 1173** as follows:

(1) In SECTION 1 of the bill, in added Section 22.233(a), Parks and Wildlife Code, (page 1, lines 10 and 11, house committee printing), strike "revenue bonds or other revenue obligations" and substitute "general obligation bonds".

(2) In SECTION 1 of the bill, in added Section 22.233(b), Parks and Wildlife Code, (page 1, line 16, house committee printing), strike "the bonds or other revenue obligations" and substitute "the general obligation bonds".

(3) In SECTION 1 of the bill, in added Section 22.233(b), Parks and Wildlife Code, (page 1, line 17, house committee printing), between "Chapter 1232, Government Code" and the period insert ", and Section 50-f, Article III, Texas Constitution".

(4) In SECTION 1 of the bill, in added Section 22.233(c), Parks and Wildlife Code, (page 1, lines 18 and 19, house committee printing), strike "revenue bonds or other revenue obligations" and substitute "the general obligation bonds".

(5) Strike SECTION 2 of the bill (page 2, lines 5 - 9, house committee printing) and substitute the following:

SECTION 2. This Act takes effect on the date on which the constitutional amendment proposed by the 77th Legislature at its regular session authorizing the issuance of general obligation bonds in an amount

not to exceed \$850 million for construction and repair projects and for the purchase of needed equipment takes effect. If that amendment is not approved by the voters, this Act has no effect.

Amendment No. 2 was adopted without objection.

SB 1186 was withdrawn.

SB 1260 was withdrawn.

SB 1293 (Solis - House Sponsor), A bill to be entitled An Act relating to coordination of services provided by Head Start and Early Head Start program providers.

SB 1315 (Christian - House Sponsor), A bill to be entitled An Act relating to the use of revenue from the municipal hotel occupancy tax.

Amendment No. 1

Representative Christian offered the following amendment to **SB 1315**:

Amend **SB 1315** in SECTION 2, in new Section 351.101(a)(6), Tax Code, between "(6)" and "expenses" (house committee printing, page 2, line 11), by inserting, "for a municipality located in a county with a population of 65,000 or less,".

Amendment No. 1 was adopted without objection.

SB 1415 was withdrawn.

SB 1417 (Thompson - House Sponsor), A bill to be entitled An Act relating to the compensation and expenses of guardians and temporary guardians of the estate.

SB 1470 (Goodman - House Sponsor), A bill to be entitled An Act relating to the creation of a pilot program for certain juveniles with mental illness and placed on probation by a juvenile court.

SB 1713 (Garcia - House Sponsor), A bill to be entitled An Act relating to the carrying of weapons by peace officers and by special investigators.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Civil Practices, upon first adjournment today, Desk 112, for a formal meeting, to consider pending business.

Rules and Resolutions, upon first adjournment today, Desk 133, for a formal meeting, to consider the calendar.

ADJOURNMENT

Representative R. Lewis moved that the house adjourn until 3:25 p.m. today.

The motion prevailed without objection.

The house accordingly, at 3:12 p.m., adjourned until 3:25 p.m. today.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 63

HB 772, HB 811, HB 840, HB 927, HB 940, HB 1245, HB 1388, HB 1628, HB 1669, HB 1678, HB 1755, HB 1758, HB 1762, HB 1766, HB 1793, HB 1863, HB 1872, HB 1915, HB 1940, HB 1955, HB 1985, HB 1996, HB 2033, HB 2045, HB 2076, HB 2122, HB 2124, HB 2125, HB 2138, HB 2152, HB 2153, HB 2154, HB 2155, HB 2178, HB 2184, HB 2186, HB 2226, HB 2230, HB 2238, HB 2589, HB 2818, HB 2830, HB 2832, HB 2844, HB 2856, HB 2859, HB 2878, HB 2913, HB 2921, HB 3000, HB 3023, HB 3043, HB 3095, HB 3111, HB 3140, HB 3147, HB 3159, HB 3191, HB 3192, HB 3483, HB 3623, HB 3659, HCR 284

Senate List No. 34**SCR 69****MESSAGES FROM THE SENATE**

The following messages from the senate were today received by the house:

Message No. 1

**MESSAGE FROM THE SENATE
SENATE CHAMBER**

Austin, Texas
Wednesday, May 23, 2001

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

LOCAL AND UNCONTESTED CALENDAR

HB 131 Deshotel **SPONSOR: Armbrister**
Relating to the use of the compensation to victims of crime fund to reimburse the reasonable costs of certain victims' medical examinations.

HB 141 Wise **SPONSOR: Van de Putte**
Relating to the prosecution of and punishment for the offenses of kidnapping and aggravated kidnapping.

HB 259 Lewis, Glenn SPONSOR: Armbrister
Relating to equal access to places of public accommodation.
(COMMITTEE SUBSTITUTE)

HB 398 Smith SPONSOR: Nelson
Relating to disclosure of medical billing records regarding a patient.

HB 541 Junell SPONSOR: Duncan
Relating to disposition of military awards and decorations escheated to the state.

HB 557 Dukes SPONSOR: Lucio
Relating to regulating leasing in certain manufactured home communities; providing penalties.

HB 563 Madden SPONSOR: Shapiro
Relating to certain practices and procedures involved with a polling place used in an election.

HB 726 Turner, Bob SPONSOR: Armbrister
Relating to procedures and policies concerning the duration, eligibility for renewal, and assumption of costs of criminal justice grant projects.

HB 803 Junell SPONSOR: Duncan
Relating to reimbursement for services provided by registered nurse first assistants.

HB 1071 Farabee SPONSOR: Armbrister
Relating to certain procedures used to deal with a criminal defendant or juvenile suspect who may have a mental illness or mental retardation.

HB 1075 Haggerty SPONSOR: Staples
Relating to certain reports submitted to the community justice assistance division of the Texas Department of Criminal Justice on the use of ignition interlock devices.

HB 1209 Williams SPONSOR: Shapiro
Relating to the uncorroborated testimony of victims of certain sexual offenses.

HB 1241 Counts SPONSOR: Duncan
Relating to the purchase of diesel fuel by certain persons using a signed statement.
(AMENDED)

HB 1243 Villarreal, Mike SPONSOR: Van de Putte
Relating to monitoring by the Texas Workforce Commission of the long-term employment history of certain former recipients of public assistance.
(COMMITTEE SUBSTITUTE)

HB 1285 Brimer SPONSOR: Moncrief
Relating to providing information to a municipality on sales and use taxes paid to the municipality.
(COMMITTEE SUBSTITUTE)

HB 1377 Menendez SPONSOR: Van de Putte
Relating to the requirements for a suit filed by the Department of Protective and Regulatory Services to terminate the parent-child relationship.

HB 1448 Oliveira SPONSOR: Van de Putte
Relating to authorizing the governing body of a municipality or a county to enter into a tax abatement agreement with the owner of a leasehold interest in real property that is located in a reinvestment zone.

HB 1450 Tillery SPONSOR: Shapiro
Relating to the investigation of a firefighter fatality by the state fire marshal.

HB 1490 Geren SPONSOR: Moncrief
Relating to the right of certain lessees of land owned by a municipality to purchase the land.

HB 1495 Farabee SPONSOR: Jackson
Relating to the transfer of tax credits among members of the Life, Accident, Health and Hospital Service Insurance Guaranty Association.

HB 1575 Junell PONSOR: Duncan
Relating to student loan repayment assistance for certain dental hygienists.

HB 1621 Coleman SPONSOR: Gallegos
Relating to the representation of the transportation disadvantaged in mass transportation.

HB 1639 Yarbrough SPONSOR: Shapiro
Relating to the form for an application for an early voting ballot to be voted by mail.

HB 1723 Seaman SPONSOR: Armbrister
Relating to the creation of a county employment development board in certain counties to develop programs for rural economic assistance for career training; authorizing a tax.

HB 1813 Wohlgemuth SPONSOR: Duncan
Relating to the misapplication of fiduciary property by certain persons.

HB 1820 Madden SPONSOR: Shapiro
Relating to the elimination of unnecessary county election precincts.

HB 1845 Oliveira SPONSOR: Van de Putte
Relating to simplified sales and use tax administration.

HB 1886 Coleman SPONSOR: Lindsay
Relating to municipal hotel occupancy taxes.
(COMMITTEE SUBSTITUTE)

HB 1948 Keel SPONSOR: Ogden
Relating to a local option election to allow or prohibit the sale of wine by the holder of a winery permit.

HB 2005 Corte SPONSOR: Wentworth
Relating to the creation, administration, powers, duties, operation, and financing of the Trinity Glen Rose Groundwater Conservation District.
(AMENDED)

HB 2046 Hawley SPONSOR: Armbrister
Relating to the ratification of the creation of and to the administration, powers, duties, operation, and financing of the Refugio Groundwater Conservation District.

- HB 2097** Morrison SPONSOR: Staples
Relating to prosecuting and punishing certain individuals who violate the civil rights of persons in custody or engage in sexual conduct with persons in custody.
- HB 2144** Gray SPONSOR: Bernsen
Relating to certain purchases by the General Land Office.
- HB 2156** Danburg SPONSOR: Van de Putte
Relating to certain utility customer discounts.
- HB 2173** Krusee SPONSOR: Ogden
Relating to the authority of certain local entities to create a presumption in a prosecution for an offense involving the parking, standing, or stopping of a motor vehicle.
- HB 2179** Hochberg SPONSOR: Armbrister
Relating to indemnification by the state of a chaplain or spiritual advisor under contract with certain state agencies.
- HB 2295** Woolley SPONSOR: Gallegos
Relating to the powers of Harris County Improvement District No. 1; authorizing the imposition of taxes.
(COMMITTEE SUBSTITUTE)
- HB 2316** McClendon SPONSOR: Van de Putte
Relating to the sale of certain state property from the General Services Commission to Bethel African Methodist Episcopal Church.
- HB 2337** Goolsby SPONSOR: Shapiro
Relating to the practice of landscape architecture.
(COMMITTEE SUBSTITUTE)
- HB 2477** Counts SPONSOR: Duncan
Relating to the Garza County Health Care District.
- HB 2574** Solis, Jim SPONSOR: Gallegos
Relating to the establishment of a community health center revolving loan fund program.
- HB 2588** Counts SPONSOR: Bernsen
Relating to the consideration of potential water savings under a water conservation plan in determining the manner of distributing water during a shortage from a water supply covered by a plan.
- HB 2681** Allen SPONSOR: West, Royce
Relating to the authority of certain municipalities to use hotel occupancy tax revenue for certain venue projects.
- HB 2687** Junell SPONSOR: Duncan
Relating to the program for the regulation and remediation of underground and aboveground storage tanks.
- HB 2786** Noriega SPONSOR: Van de Putte
Relating to requiring the Texas Workforce Commission to assist the Texas National Guard in the implementation of certain youth job-training and mentoring programs.

HB 2793 Eiland SPONSOR: Bernsen
Relating to the share of the cost of a coastal erosion response study or project required to be paid by a qualified project partner under an agreement with the commissioner of the General Land Office.

HB 2798 Menendez SPONSOR: Staples
Relating to certain civil and criminal consequences of using a vehicle while evading arrest or detention.

HB 2873 Uher SPONSOR: Armbrister
Relating to fees charged by district and county clerks for copies of records.

HB 2881 Keel SPONSOR: Armbrister
Relating to continuing education programs for peace officers and county jailers.

HB 2997 Callegari SPONSOR: Lucio
Relating to the implementation by the Texas Natural Resource Conservation Commission of a program to encourage the use of environmental management systems.

HB 3037 Walker SPONSOR: Staples
Relating to the regulation of spacing and production of wells by a groundwater conservation district.
(AMENDED)

HB 3040 Geren SPONSOR: Lucio
Relating to air pollutant emissions permitting requirements for shipyard facilities.

HB 3071 Chisum SPONSOR: Shapiro
Relating to matters regarding the regulation of motor vehicle inspection stations and inspectors.

HB 3162 Brown, Fred SPONSOR: Ogden
Relating to the payment of fees or costs to certain political subdivisions by credit card.

HB 3404 King, Tracy SPONSOR: Armbrister
Relating to the classification of the use of water for purposes of fees and regulations imposed by the Edwards Aquifer Authority.
(COMMITTEE SUBSTITUTE)

HB 3433 Merritt SPONSOR: Shapiro
Relating to the designation of a portion of United States Highway 259 Relief Route as the Charles K. Devall Memorial Highway.

HB 3543 Hilderbran SPONSOR: Wentworth
Relating to the name, elections, duties, powers, operation, and financing of the Headwaters Underground Water Conservation District.

HB 3544 Hilderbran SPONSOR: Wentworth
Relating to the ratification of the creation of and to the administration, powers, duties, operation, and financing of the Cow Creek Groundwater Conservation District.
(COMMITTEE SUBSTITUTE)

HB 3589 Hunter SPONSOR: Armbrister
Relating to the Texas Film Industry Development Loan Guarantee Program.

HB 3604 Najera SPONSOR: Shapleigh
Relating to the requirements for the connection of land to utility service in certain subdivisions in certain counties.

HB 3634 Farrar SPONSOR: Gallegos
Relating to the creation of the Greater Northside Management District; providing authority to impose a tax and issue bonds.

HB 3651 Morrison SPONSOR: Armbrister
Relating to the creation, administration, powers, duties, operation, and financing of the Goliad County Groundwater Conservation District.
(AMENDED)

HB 3675 Bonnen SPONSOR: Brown, J. E. "Buster"
Relating to the creation, administration, powers, duties, operation, and financing of the Brazoria County Groundwater Conservation District.
(COMMITTEE SUBSTITUTE)

HB 3687 Green SPONSOR: Armbrister
Relating to the operation of the Nixon Hospital District of Gonzales and Wilson Counties, Texas, and the DeWitt Medical District.

HB 3698 Eiland SPONSOR: Jackson
Relating to the powers and authority and the board of directors of the Clear Creek Drainage District of Galveston County.

HCR 209 Noriega SPONSOR: Truan
Honoring the 49th Armored Division of the Texas National Guard for its impressive peacekeeping efforts in Bosnia.

HCR 217 Madden SPONSOR: Truan
Recognizing children born outside of Texas to native Texans serving in the United States Armed Forces as honorary Texans.

HCR 235 Delisi SPONSOR: Nelson
Commending the Women in Government organization and encouraging each state agency and state education institution to take action to achieve improved and equal access for women to health care.

HCR 257 Gallego SPONSOR: Cain
Honoring the retirement of Anna Maria Saldana.

HCR 260 Hilderbran SPONSOR: Cain
Honoring the Texas Arts and Crafts Educational Foundation, Inc., for its significant contributions to the advancement of the arts in Texas.

HCR 282 Davis, John SPONSOR: Jackson
Recognizing the district winners of the National History Day competition from the La Porte Independent School District.

SB 1752 Wentworth

Relating to the creation, administration, powers, duties, operation, and financing of the Kimble County Groundwater Conservation District.

Respectfully,

Betty King
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas

Wednesday, May 23, 2001 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 5 Dunnam SPONSOR: Nelson

Relating to the deterrence of conduct involving the operation of a motor vehicle while under the influence of an alcoholic beverage; providing a penalty.

HB 35 McClendon SPONSOR: Armbrister

Relating to the requirements for a meeting of certain governmental bodies held by videoconference call.

HB 910 Gutierrez SPONSOR: Lucio

Relating to the establishment of The Texas A&M University System Health Science Center South Texas Center for Rural Public Health.

HB 1537 Coleman SPONSOR: Moncrief

Relating to a study and a pilot program regarding the provision of medical assistance and certain health benefits plan coverage for children of migrant or seasonal agricultural workers.

HB 2028 Yarbrough SPONSOR: Van de Putte

Relating to the enforcement of a lien by the Texas Workforce Commission for unpaid wages or penalties.

HB 2065 Eiland SPONSOR: Ellis, Rodney

Relating to the allocation of certain settlement money awarded to the state to appropriation accounts at the direction of the attorney general with the prior approval of the Legislative Budget Board.

HB 2388 Chisum SPONSOR: Bivins

Relating to the provision of telecommunications services to permanent residential or business premises that are not included in a certificated service area.

HB 2410 Martinez Fischer SPONSOR: West, Royce
Relating to the authority of a justice or municipal court to waive payment of fines and costs imposed on certain indigent defendants.

HCR 144 Eiland SPONSOR: Brown, J. E. "Buster"
Honoring State Representative Kyle Janek and his wife, Shannon Janek, on the birth of their son, William Walker Janek.

HCR 269 Pitts SPONSOR: Cain
Honoring N. B. "Buck" Jordan, Jr., on his retirement from the Waxahachie Chamber of Commerce.

HCR 297 Chisum
Instructing the enrolling clerk of the house to make technical corrections to House Bill No. 7.

HCR 300 Homer SPONSOR: Ratliff
Congratulating James O. Hesson of Roxton on his retirement.

HCR 301 Homer SPONSOR: Ratliff
Honoring Damione Lewis on being the first round draft choice of the St. Louis Rams.

HCR 303 Carter
Congratulating Gary Terry of Tarrant County on his recovery from a heart attack at Austin-Bergstrom International Airport and commending him for his many good works in behalf of others.

HCR 305 Smithee
Honoring Brandon Slay of Amarillo for his achievements.

THE SENATE HAS REFUSED TO CONCUR IN HOUSE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES BETWEEN THE TWO HOUSES:

SB 2
Senate Conferees: Brown, J. E. "Buster" - Chair/Armbrister/Bernsen/Bivins/Haywood

SB 450
Senate Conferees: Duncan - Chair/Armbrister/Bivins/Fraser/Van de Putte

SB 1156
Senate Conferees: Zaffirini - Chair/Duncan/Harris/Moncrief/Ogden

THE SENATE HAS GRANTED THE REQUEST OF THE HOUSE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

HB 1869
Senate Conferees: Harris - Chair/Bernsen/Sibley/Staples/Van de Putte

HB 1922

Senate Conferees: Duncan - Chair/Carona/Madla/Nelson/West, Royce

THE SENATE HAS DISCHARGED ITS CONFEREES AND CONCURRED IN
HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 214 (viva-voce vote)

Respectfully,

Betty King
Secretary of the Senate